

USSN 10/058,969
Art unit 3652
Examiner Michael Kwon

PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*H/G
P. Allen
01/05/03*

Assistant Commissioner for Patents
Washington, D.C.
U.S.A. 20231

Response to Official Action

RE: Application Serial No.: 10/058,969
Applicant: Robert C. Rajewski
Title: Utility Pole Installation System
Filed: January 30, 2002
Art Unit: 3652
Examiner: Michael Kwon
Attorney Docket No.: 004-55

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This is in response to the official action dated November 1, 2002.

REMARKS

Claims 1 and 4-5 are rejected under 35 USC 102 as being anticipated by Marazzo. Claim 2 is rejected under 35 USC 103 as being unpatentable over Marazzo in view of Buckner. Claim 3 is rejected under 35 USC 103 as being unpatentable over Marazzo in view of Cahill. Applicant respectfully traverses these rejections.

The examiner cites Marazzo as showing a utility pole positioner 12. However, the reference character 12 is used by Marazzo to denote the truck (col. 6, line 56). In the rejections under 35 USC 103, the examiner references Fig. 7 for the utility pole positioner but that figure shows a flapper type door for transfer material. The applicant can't find anything in Marazzo nor the references Cahill or Buckner that reference a utility pole positioner. Marazzo has a boom that carries a vacuum hose, but does not have any device to position a utility pole. These rejections therefore appear to be ill-founded.